

### **REMARKS**

Claims 1-13 and 28-44 are pending in this application.

Applicant has canceled claims 14-27, 45, and 46. The cancellation of these claims does not introduce any new matter.

#### **Allowed Claims**

Applicant appreciates the Examiner's prompt allowance of claims 1-13 and 28-44. As will be explained in more detail below, Applicant has amended the claims to place the subject application in condition for immediate allowance.

#### **Cancellation of Non-Elected Claims**

In light of Applicant's election of claims 1-15 and 28-46 for prosecution on the merits in the subject application, Applicant has canceled non-elected claims 16-27. Applicant reserves the right to pursue the subject matter defined in non-elected claims 16-27 in a timely filed divisional application.

#### **Rejection Under 35 U.S.C. § 101**

In the Office Action, the Examiner rejected claims 14, 15, 45, and 46 under 35 U.S.C. § 101 as being directed toward non-statutory subject matter. As noted above, claims 14, 15, 45, and 46 have been canceled. Accordingly, the rejection of claims 14, 15, 45, and 46 under 35 U.S.C. § 101 is moot.

#### **Conclusion**

In view of the foregoing, Applicant respectfully requests reconsideration and reexamination of the subject application, and submits that the subject application is in condition for allowance because all pending claims, namely, claims 1-13 and 28-44, have been allowed. Accordingly, a notice of allowance is respectfully requested. In the event a telephone conversation would expedite the prosecution of this application, the Examiner may reach the undersigned at (408) 749-6902. If any additional fees are due in connection with

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**Amendment dated March 9, 2010**  
**Response to Office Action mailed November 9, 2009**

the filing of this paper, then the Commissioner is authorized to charge such fees to Deposit  
Account No. 50-0805 (Order No. MIPFP191).

Respectfully submitted,  
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